

Dec. 11 - NYU Conference

> 1. An inhibition against using/  
releasing PP earlier <sup>was</sup> <sub>that</sub> that  
CBJ was not to be scooped.

(Halperin: "After CBJ's book has come out...")

(b) Fear of retribution

(b) Feeling that CBJ "owned" info

- or that McN owned info

[not Laird, Ritter, Nixon]

✓  
A. [Is an ex-President (or Pres) equal before  
the law? Is he subject to any law?]

7  
B. Can an official - or Gov - \*or Exec/Admin -  
own info?

[Suppose Fullbright - or his staff - had  
given papers to NYT? McG, McC?]

NY  
X  
C.

[Senate:  
Subpoena files of AE from RAND.]

Are "theft", "larceny", "conversion" equivalent?

Z Person:

- Secrecy
- Rummaging
- Hand juries (use as investigators).
- inherent advantages of prosecutor in federal case
  - pros. opens & closes case
  - peremptory challenge of by pros.
  - no voir dire by defense of jurors
  - collection of data on juries by pros.  
(every note of every juror)
  - use of immunity to witnesses & co-conspirators.

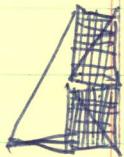
Y Secrecy: Memoirs

Ransom

Seizing manuals

Murderous Hearings

Official Secrets Act



(Torture - as the pathology of coercion)  
The Secret Society

On secrecy:

1. Admin sanctions are more than adequate.

(look at business data

FBI

HW...)

2. "Real" secrets are not 90% of classified data  
but  $\frac{1}{2}\%$ . System to keep those

(a) already exists, separately! SI, Q.. NSA...

(b) [Abolish criminal sanctions for  
C, S, TS! ; + process for  
review.]

(b) would look quite different.

3.

3. Should educate officials that they  
must not conceal info relating to crimes, disruptions

4. Leaks: (a) Within system

(b) News-management

(c) ignored - even when hostile.

[DE, press: effect of Hidden History on  
- Pres decision-making

- democratic gov

See Revisionist history of CW.